

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

Tenner Murphy, by his guardian Kay
Murphy; Marrie Bottelson; Dionne
Swanson; and on behalf of others similarly
situated,

Plaintiffs,

v.

Jodi Harpstead, in her Capacity
as Commissioner of the Minnesota
Department of Human Services,

Defendant.

Civil No. 16-cv-2623 (DWF/BRT)

**[PROPOSED] ORDER ON
PLAINTIFFS' RULE 42 MOTION
TO BIFURCATE TRIAL**

The above-entitled matter came before the Court pursuant to Plaintiffs' Rule 42
Motion to Bifurcate. Based upon the files, records, and proceedings herein,

IT IS HEREBY ORDERED THAT:

1. Plaintiffs' motion to bifurcate the liability and remedy phases of the trial in this
matter, and to limit the liability phase to facts gathered during discovery as set forth in
the Third Amended Pretrial Scheduling Order is **GRANTED**.

BY THE COURT:

Dated: _____, 2020

DONOVAN W. FRANK
Senior United States District Judge